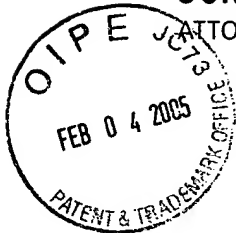


**Sterne Kessler  
Goldstein Fox**  
ATTORNEYS AT LAW



Robert Greene Sterne  
Edward J. Kessler  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbala  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
Steven R. Ludwig  
John M. Covert  
Linda E. Alcorn  
Robert C. Millonig  
Donald J. Featherstone  
Lawrence B. Bugalsky  
Michael V. Messinger  
Judith U. Kim

Timothy J. Shea, Jr.  
Patrick E. Garrett  
Jeffrey T. Helvey  
Heidi L. Kraus  
Albert L. Ferro\*  
Donald R. Banowitz  
Peter A. Jackman  
Teresa U. Medler  
Jeffrey S. Weaver  
Kendrick P. Patterson  
Vincent L. Capuano  
Eldora Ellison Floyd  
Thomas C. Fiala  
Brian J. Del Buono  
Virgil Lee Beaton  
Theodore A. Wood  
Elizabeth J. Haanes  
Joseph S. Ostroff  
Frank R. Cottingham

Christine M. Thulier  
Rae Lynn P. Guest  
George S. Bardmesser  
Daniel A. Klein\*  
Jason D. Eisenberg  
Michael D. Specht  
Andrea J. Kamage  
Tracy L. Muller\*  
Jon E. Wright  
LuAnne M. DeSantis  
Ann E. Summerfield  
Aric W. Ledford\*  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle\*  
Gaby L. Longsworth  
Lori A. Gordon\*  
Nicole D. Dretar  
Ted J. Ebersole

Jyoti C. Iyer\*  
Laura A. Vogel  
Michael J. Mancuso  
Bryan S. Wade  
Aaron L. Schwartz  
Matthew E. Kelley\*  
Nicole R. Kramer\*

**Registered Patent Agents\***  
Karen R. Markowicz  
Nancy J. Leith  
Matthew J. Dowd  
Aaron L. Schwartz  
Katrina Yujian Pei Quach  
Bryan L. Skelton  
Robert A. Schwartzman  
Teresa A. Colella  
Jeffrey S. Lundgren  
Victoria S. Rutherford

Michelle K. Holoubek  
Simon J. Elliott  
Julia A. Heider  
Mita Mukherjee  
Scott M. Woodhouse  
Michael G. Penn  
Christopher J. Walsh  
Peter A. Socarras

**Of Counsel**  
Kenneth C. Bass III  
Evan R. Smith  
Marvin C. Guthrie

\*Admitted only in Maryland  
\*Admitted only in Virginia  
•Practice limited to  
Federal Agencies

February 4, 2005

**WRITER'S DIRECT NUMBER:**  
(202) 772-8805  
**INTERNET ADDRESS:**  
VRUTHERF@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 1644**

Re: U.S. Utility Patent Application  
Application No. 09/189,702; Filed: November 10, 1998  
For: **HLA Binding Peptides and Their Uses**  
Inventors: SETTE *et al.*  
Our Ref: 2060.0370001/EKS/VSR

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Executed Revocation of Prior Power of Attorney and Appointment of New Attorneys of Record;
2. Executed Statement Under 37 CFR 3.73(b) with copies of two Assignments; and
3. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

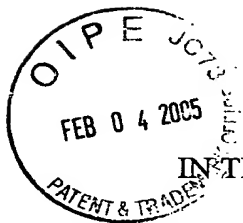
Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

*Victoria S. Rutherford*

Victoria S. Rutherford, Ph.D.  
Agent for Applicants  
Registration No. 52,253

EKS/VSR:amr  
351491.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SETTE *et al.*

Appl. No.: 09/189,702

Filed: November 10, 1998

For: **HLA Binding Peptides and Their  
Uses**

Confirmation No.: 5779

Art Unit: 1644

Examiner: Schwadron, Ronald B.

Atty. Docket: 2060.0370001/EKS/VSR

**Revocation of Prior Power of Attorney and  
Appointment of New Attorneys of Record**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned, having express authority to represent Epimmune Inc., the assignee of the entire right, title, and interest in the above-captioned application, by assignments filed at the U.S. Patent and Trademark Office on 01/26/05 (copies <sup>64</sup>36,608 enclosed), hereby revokes all powers of attorney heretofore given in the above-captioned application and appoints as his attorneys the attorneys associated with Customer Number 28393, those attorneys currently being: Robert Greene Sterne, Esq., Registration No. 28,912; Edward J. Kessler, Esq., Registration No. 25,688; Jorge A. Goldstein, Esq., Registration No. 29,021; David K.S. Cornwell, Esq., Registration No. 31,944; Robert W. Esmond, Esq., Registration No. 32,893; Tracy-Gene G. Durkin, Esq., Registration No. 32,831; Michele A. Cimbala, Esq., Registration No. 33,851; Michael B. Ray, Esq., Registration No. 33,997; Robert E. Sokohl, Esq., Registration No. 36,013; Eric K. Steffe, Esq., Registration No. 36,688; Michael Q. Lee, Esq., Registration No. 35,239; Steven R. Ludwig, Esq., Registration No. 36,203; John M. Covert, Esq., Registration No. 38,759; Linda E. Alcorn, Esq., Registration No. 39,588; Lawrence B. Bugaisky, Esq., Registration No. 35,086; Donald J. Featherstone, Esq., Registration No. 33,876; Robert

C. Millonig, Esq., Registration No. 34,395; Michael V. Messinger, Esq., Registration No. 37,575; Judith U. Kim, Esq., Registration No. 40,679; Timothy J. Shea, Jr., Esq., Registration No. 41,306; Patrick E. Garrett, Esq., Registration No. 39,987; with full power of substitution, association, and revocation, to prosecute said application and to transact all business in the United States Patent and Trademark Office connected therewith.

For the purpose of PAIR, the Customer Number is **26111**.

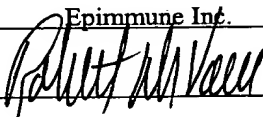
The undersigned hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send all correspondence to:

Customer Number 26111  
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.  
1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934.

Direct telephone calls to (202) 371-2600.

For: \* Epimmune Inc.

Signature: \* 

Type or Print Name: \* Robert J. De Vaere

Title: \* Vice President, Finance and Administration  
Chief Financial Officer

Date: \* October 18, 2004



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**STATEMENT UNDER 37 CFR 3.73(b)**

2060.0370001/EKS/VSR

Applicant/Patent Owner: SETTE et al.

Application No./Patent No.: 09/189,702 Filed/Issue Date: November 10, 1998

Entitled: HLA Binding Peptides and Their Uses

Epimmune Inc., a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 18, 2004  
Date

858-860-2500  
Telephone number

Robert J. De Vaere  
Typed or Printed Name

Robert J. De Vaere  
Signature

Vice President, Finance and Administration  
Chief Financial Officer

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney Docket No.: 18623-134-1  
Client Reference No.: EPI 0134.10 US

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Alessandro Sette of 5551 Linda Rosa Avenue, La Jolla, CA 92037, John Sidney of 8541 D. Villa La Jolla Drive, La Jolla, CA 92037, W. Martin Kast of 201 Hill Road, Willowbrook, IL 60521 and Scott Southwood of 10679 Strathmore Drive, Santee, CA 92071, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: HLA BINDING PEPTIDES AND THEIR  
USES

Date(s) of execution of Declaration: 12/22/98, 12/21/98, 1/19/99, 12/22/98

Filing Date: 11/10/98

Application No.: 09/189,702; and

WHEREAS, Epimmune, Inc. a Delaware corporation, located at 6555 Nancy Ridge Drive, Suite 200, San Diego, CA, 92121, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.


Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

Assignment  
Application No.: 09/189,702  
Page 2

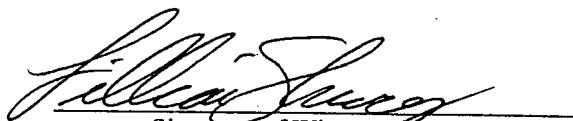
IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 22<sup>nd</sup>, Dec, 1998

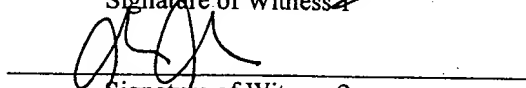
  
Alessandro Sette

SIGNATURE WITNESSED BY:

(1) Date: 12/22/98

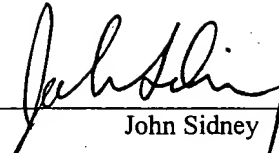
  
Signature of Witness 1

(2) Date: 12/22/98

  
Signature of Witness 2

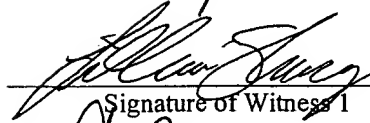
Assignment  
Application No.: 09/189,702  
Page 3

Dated: 12/21/98

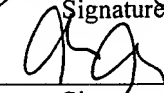
  
\_\_\_\_\_  
John Sidney

SIGNATURE WITNESSED BY:

(1) Date: 12/21/98

  
\_\_\_\_\_  
Signature of Witness 1

(2) Date: 12/01/98

  
\_\_\_\_\_  
Signature of Witness 2

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

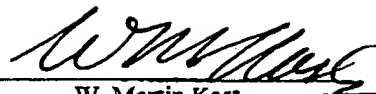
Assignment  
Application No.: 09/189,702  
Page 4

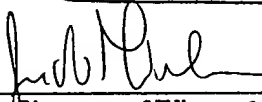
Dated: 1-19-99

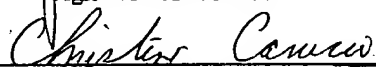
SIGNATURE WITNESSED BY:

(1) Date: 1/19/99

(2) Date: 1/19/99

  
W. Martin Kast

  
Signature of Witness 1

  
Signature of Witness 2



Assignment  
Application No.: 09/189,702  
Page 5

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

Dated: 12/22/98

Scott Southwood  
Scott Southwood

SIGNATURE WITNESSED BY:

(1) Date: 12/22/98

(2) Date: 12/22/98

[Signature]  
Signature of Witness 1

[Signature]  
Signature of Witness 2

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

# ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) or equivalent and other good and valuable consideration paid to each of the undersigned inventors: **Alessandro SETTE, John SIDNEY, Scott SOUTHWOOD, Esteban CELIS**, hereby sell and assign to **Epimmune Inc.**, a corporation formed under the laws of Delaware, whose mailing address is 5820 Nancy Ridge Drive, San Diego, California 92121 (hereafter referred to as the Assignee), his/her entire right, title and interest, including the right to sue for past infringement and to collect for all past, present and future damages, for the United States of America (as defined in 35 U.S.C. § 100) and throughout the world,

(a) in the invention(s) known as **HLA Binding Peptides and Their Uses** for which application(s) for patent in the United States of America was filed on November 10, 1998 (also known as United States Application No. 09/189,702), in any and all applications thereon, in any and all Letters Patent(s) therefor, and

(b) in any and all applications that claim the benefit of the patent application listed above in part (a), including non-provisional applications, continuing (continuation, divisional, or continuation-in-part) applications, reissues, extensions, renewals and reexaminations of the patent application or Letters Patent therefor listed above in part (a), to the full extent of the term or terms for which Letters Patents issue, and

(c) in any and all inventions described in the patent application listed above in part (a), and in any and all forms of intellectual and industrial property protection derivable from such patent application, and that are derivable from any and all continuing applications, reissues, extensions, renewals and reexaminations of such patent application, including, without limitation, patents, applications, utility models, inventor's certificates, and designs together with the right to file applications therefor; and including the right to claim the same priority rights from any previously filed applications under the International Agreement for the Protection of Industrial Property, or any other international agreement, or the domestic laws of the country in which any such application is filed, as may be applicable;

all such rights, title and interest to be held and enjoyed by the above-named Assignee, its successors, legal representatives and assigns to the same extent as all such rights, title and interest would have been held and enjoyed by the Assignor had this assignment and sale not been made.

The undersigned inventors agree to execute all papers necessary in connection with the application(s) and any non-provisional, continuing (continuation, divisional, or continuation-in-part), reissue, reexamination or corresponding application(s) thereof and also to execute separate assignments in connection with such application(s) as the Assignee may deem necessary or expedient.

The undersigned inventors agree to execute all papers necessary in connection with any interference or patent enforcement action (judicial or otherwise) related to the application(s) or any non-provisional, continuing (continuation, divisional, or continuation-in-part), reissue or reexamination application(s) thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference or patent enforcement action.

The undersigned inventors hereby represent that he/she has full right to convey the entire interest herein assigned, and that he/she has not executed, and will not execute, any agreement in conflict therewith.

The undersigned inventors hereby grant Robert Greene Sterne, Esq., Registration No. 28,912; Edward J. Kessler, Esq., Registration No. 25,688; Jorge A. Goldstein, Esq., Registration No. 29,021; David K.S. Cornwell, Esq., Registration No. 31,944; Robert W. Esmond, Esq., Registration No. 32,893; Tracy-Gene G. Durkin, Esq., Registration No. 32,831; Michele A. Cimbala, Esq., Registration No. 33,851; Michael B. Ray, Esq., Registration No. 33,997; Robert E. Sokohl, Esq., Registration No. 36,013; Eric K. Steffe, Esq., Registration No. 36,688; Michael Q. Lee, Esq., Registration No. 35,239; Steven R. Ludwig, Esq., Registration No. 36,203; John M. Covert, Esq., Registration No. 38,759; Linda E. Alcorn, Esq., Registration No. 39,588; Lawrence B. Bugaisky, Esq., Registration No. 35,086; Donald J. Featherstone, Esq., Registration No. 33,876; Robert C. Millonig, Esq., Registration No. 34,395; Michael V. Messinger, Esq., Registration No. 37,575; Judith U. Kim, Esq., Registration No. 40,679; Timothy J. Shea, Jr., Esq., Registration No. 41,306; Patrick E. Garrett, Esq., Registration No. 39,987; all of STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C., 1100 New York Avenue, N.W., Washington, D.C. 20005-3934, power to insert in this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, executed by the undersigned inventors on the date opposite his/her name.

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

Date: \_\_\_\_\_

Signature of Inventor: \_\_\_\_\_  
Alessandro SETTE

Date: \_\_\_\_\_

Signature of Inventor: \_\_\_\_\_  
John SIDNEY

Date: \_\_\_\_\_

Signature of Inventor: \_\_\_\_\_  
Scott SOUTHWOOD

Date: 8-31-04

Signature of Inventor:   
Esteban CELIS

300331.1